IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPLICATION NO. 1941 OF 2005
IN
CRIMINAL APPLICATION NO. 2690 OF 2004
IN
CRIMINAL APPEAL NO.464 OF 2002

Lalbahaddur Gayaprasad ..Applicant
(Org.Accd.No.6)

Vs.

1. The State of Maharashtra & Ors. ..Respondents

Mr. K.N. Kore for the applicant.
Mr. D.R. More, APP for Respondent No.1-State.

CORAM: S.S. PARKAR & ANOOP V. MOHTA, JJ.

Date : March 28, 2005.

P.C.:

1. Heard both sides. The applicant had been arrested pursuant to the order passed by this court for taking action under Section 390 of Cr.P.C. while admitting the State appeal against the order of acquittal passed by the lower court for offence, inter alia, under Section 307 of IPC. It is stated that the warrant had been issued against the applicant and proceedings under Section 82 of Cr.P.C. were initiated by the State on the ground that applicant was not available at his known address. This seems to have happened because of change of address of the applicant. The applicant was on bail during trial.

2. In these circumstances, the application for bail is allowed and the applicant is directed to be released on bail in the sum of Rs.15,000/- with one surety during pendency of the appeal.

(S.S. Parkar, J.)

(Anoop V. Mohta,J.)